

5268. Adulteration of shell eggs. U. S. * * * v. 7 Cases of Shell Eggs (and Other Cases of Shell Eggs). Consent decrees of condemnation and forfeiture. Unfit portion ordered destroyed; good portion ordered released on bond. (F. & D. No. 7688. I. S. Nos. 21429-m, 21430-m, 21436-m, 21431-m, 21434-m, 21435-m, 21437-m, 21428-m. S. Nos. W-118, W-119, W-120, W-121, W-122, W-123, W-126.)

On August 18, 1916, the United States attorney for the District of Colorado, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 7 cases of shell eggs, consigned by Julius Phillips, Keystone, Kans.; 9 cases consigned by Rains Bros., Garfield, Kans.; 6 cases consigned by Knakal & Jedlicka, Wilson, Kans.; 17 cases consigned by J. L. Gordon, Norton, Kans.; 17 cases consigned by the Farmers' Cooperative Mercantile & Shipping Assoc., Woodruff, Kans.; 5 cases consigned by T. H. Stein, Windhorst, Kans.; and 13 cases consigned by Wells Bros., Page, Kans., remaining unsold in the original unbroken packages at Denver, Colo., alleging that the article had been shipped on or about August 9, 1916, August 10, 1916, August 8, 1916, August 11, 1916, and August 12, 1916, and transported from the State of Kansas into the State of Colorado, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article in each shipment was alleged in the libels for the reason that it consisted in part of filthy, putrid, and decomposed matter.

On September 23, 1916, the Rhodes Ranch Egg Co., a corporation, Denver, Colo. claimant, having admitted the allegations of the libels, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the portion of eggs found to be unfit for food be destroyed, and the portion found to be fit for food be released to said claimant upon the filing of a good and sufficient bond, in conformity with section 10 of the act.

R. A. PEARSON, *Acting Secretary of Agriculture.*